

**SUPREME COURT MINUTES  
MONDAY, JUNE 15, 2009  
SAN FRANCISCO, CALIFORNIA**

**S050851****PEOPLE v. DYKES, JR.,  
(ERNEST EDWARD)**

Opinion filed: Judgment affirmed in full

Majority Opinion by George, C. J.

-- joined by Kennard, Baxter, Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S078664****PEOPLE v. AVILA (JOSEPH)**

Opinion filed: Judgment affirmed in full

Majority Opinion by Chin, J.

-- joined by George, C. J., Kennard, Baxter, Werdegarr, Moreno, and Corrigan, JJ.

**S173649**

H034130 Sixth Appellate District

**GRAHAM (JAMES W.) v. S.C.  
(PEOPLE)**

Petition for review &amp; application for stay denied

**S107508****VALDEZ (ALFREDO REYES)  
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Marilee Marshall's representation that she anticipates filing the petitioner's brief of exceptions by July 9, 2009, counsel's request for an extension of time in which to file that document is granted to July 9, 2009. After that date, no further extension is contemplated.

**S169592****RUSSELL ON DISCIPLINE**

Order filed

Due to a clerical error by the State Bar Court, the order filed on March 4, 2009, suspending LISA M. RUSSELL, State Bar Number 182496, from the practice of law is amended nunc pro tunc to read in its entirety:

"The court orders that LISA M. RUSSELL, State Bar Number 182496, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that she be placed on probation for three years on condition that she be actually suspended for the first 18 months of probation and until she provides proof to the satisfaction of the Office of Probation that she has

made restitution to the following clients:

- (1) Gregory Leitner in the amount of \$1,500 plus 10% interest per annum from May 1, 2006;
- (2) Marcus Coleman in the amount of \$2,000 plus 10% interest per annum from January 4, 2006; and
- (3) Mary Alvarez in the amount of \$2,000 plus 10% interest per annum from March 6, 2006, or to the Client Security Fund to the extent of any payment from the fund to Gregory Leitner, Marcus Coleman, or Mary Alvarez, plus interest and costs, in accordance with Business and Professions Code section 6140.5.

Any restitution to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d). If LISA M. RUSSELL remains actually suspended from the practice of law for two years or more, she must also provide proof to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law before her suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).) The court orders that LISA M. RUSSELL comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on November 4, 2008. The court orders that LISA M. RUSSELL take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of her actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) The court also orders that LISA M. RUSSELL comply with rule 9.20 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the effective date of this order. (Bus. & Prof. Code, § 6126, subd. (c).) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10, and one-third of said costs be paid with membership fees for the years 2010, 2011, and 2012. The court further orders that if LISA M. RUSSELL fails to pay any installment of disciplinary costs within the time period provided herein or as may be modified by the State Bar Court pursuant to Business and Professions Code section 6086.10, subdivision (c), the remaining balance of the costs is due and payable immediately unless relief has been granted under the Rules of Procedure of the State Bar of California. (Rules Proc. of State Bar, rule 286.) The payment of costs is enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.”